

1 Ray E. Gallo (State Bar No. 158903)
 2 Hilari H. Hanamaikai (State Bar No. 166483)
Gallo & Associates
 3 5757 W. Century Blvd., 7th Floor
 4 Los Angeles, CA 90045
 Telephone: (310) 338-1114
 Facsimile: (310) 338-1199

5 Attorneys for Defendant and Counterclaimant,
 6 THE COMPUTER MERCHANT, LTD.

7

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION**

10 SALESFORCE.COM, INC., a Delaware
 corporation,

Case No.: 07-CV-03556-WHA

11 Plaintiff,

[Hon. William Alsup, Ctrm. 9]

12 vs.
 13 THE COMPUTER MERCHANT, LTD., a
 Massachusetts corporation,

14 **DISCLOSURE OF NON-PARTY
 INTERESTED ENTITIES OR PERSONS**

15 Defendant.

16 THE COMPUTER MERCHANT, LTD., a
 17 Massachusetts corporation,

18 Counterclaimant,

vs.

19 SALESFORCE.COM, INC., a Delaware
 20 corporation; ASTADIA CONSULTING, LLC,
 21 a limited liability company, state of organization
 unknown, and DOES 1 THROUGH 10.

22 Counter Defendants.

23 ASTADIA CONSULTING, LLC,

24 Counterclaimant,

25 vs.

26 THE COMPUTER MERCHANT, LTD.,

27 Counter Defendant.

Pursuant to Civil L.R. 3-16, the undersigned certifies that as of this date TCML is 100% owned by the TCML business trust under which John Danieli, and/or members of his immediate family, and/or one or more trusts under which Danieli or members of his immediate family are the sole beneficiaries, hold 100% of the beneficial interests.

TCML's reading of this rule and understanding of standard practice in the District suggest this is a sufficient level of disclosure. However, TCML acknowledges that this rule might be construed to require that TCML identify every officer, director, employee, creditor, and customer of TCML. TCML will be pleased to make such other and further disclosures, if any, as the Court may deem appropriate.

Dated: September 26, 2007

By:

~~GALLO & ASSOCIATES~~

Ray E. Gallo
Hilary H. Hanamaikai
Attorneys for Defendant and Counterclaimant,
THE COMPUTER MERCHANT, LTD.

PROOF OF SERVICE

1 STATE OF CALIFORNIA)
 2)ss.
 3 COUNTY OF LOS ANGELES)

4 I am employed in the County of Los Angeles, State of California. I am over the age of 18
 5 years and not a party to the within action; my business address is 5757 West Century Boulevard, 7th
 6 Floor, Los Angeles, California 90045.

7 On September 26, 2007, I served the foregoing document described as **DISCLOSURE OF**
NON-PARTY INTERESTED ENTITIES OR PERSONS on the interested parties in this action
 8 by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

9 Robert T. Sullwold
 10 James A. Hughes
 11 Sullwold & Hughes
 12 235 Montgomery St., #730
 13 San Francisco, CA 94104

Christopher D. Sullivan
 McGrane Greenfield, LLP
 1 Ferry Bldg., #220
 San Francisco, CA 94111

14 X By Mail: I caused such envelope to be deposited in the mail at Los Angeles, California. The
 15 envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with this firm's
 16 practice of collection and processing correspondence for mailing. It is deposited with the U.S.
 17 postal service on that same day in the ordinary course of business. I am aware that on motion of
 18 party served, service is presumed invalid if postal cancellation date or postage meter date is more
 19 than one day after date of deposit for mailing in affidavit.

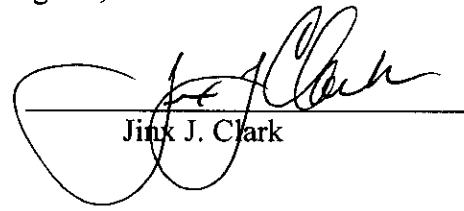
20 By Federal Express-Overnight: I caused such envelope to be deposited in a box or other
 21 facility regularly maintained by Federal Express in an envelope or package designated by Federal
 22 Express with delivery fees paid.

23 By Fax: I served a true copy of the document(s) described on all parties to this action by fax
 24 transmission, and the transmission was reported as complete and without error. Fax transmissions
 25 were sent and addressed as stated above.

26 By Personal Service: I caused such envelope to be delivered by hand to the offices of the
 27 addressees.

28 I declare that I am employed in the office of a member of the bar of this court at whose
 29 direction service was made.

30 Executed on September 26, 2007, at Los Angeles, California.



Jinx J. Clark